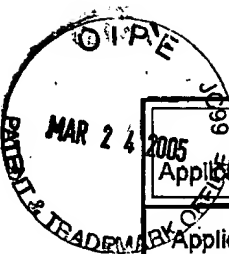


3-28-05

CPW3738



## AMENDMENT TRANSMITTAL LETTER (Small Entity)

Applicant(s): Oren GLOBERMAN, et al.

Docket No.

110/02239

Application No.

09/890,172

Filing Date

July 25, 2001

Examiner

PREBILIC, P. B.

Customer No.

44909

Group Art Unit

3738

Confirmation No.

7714

Invention: EXPANDABLE INTERVERTEBRAL SPACER

COMMISSIONER FOR PATENTS:

Transmitted herewith is an amendment in the above-identified application.

☐ Applicant claims small entity status. See 37 CFR 1.27

The fee has been calculated and is transmitted as shown below.

## CLAIMS AS AMENDED

	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE
TOTAL CLAIMS	133 -	186 =	0	x \$25.00	\$0.00
INDEP. CLAIMS	15 -	17 =	0	x \$100.00	\$0.00
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$0.00
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT					\$0.00

☒ No additional fee is required for amendment.☐ Please charge Deposit Account No. \_\_\_\_\_ in the amount of \_\_\_\_\_☐ A check in the amount of \_\_\_\_\_ to cover the filing fee is enclosed.☒ The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 03-3419☒ Any additional filing fees required under 37 C.F.R. 1.16.☒ Any patent application processing fees under 37 CFR 1.17.☐ Payment by credit card. Form PTO-2038 is attached.**WARNING:** Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Signature

Maier FENSTER, Reg. No. 41,016

William H. Dippert, Esq.

Reed Smith LLP

599 Lexington Avenue, 29th Floor  
New York, NY 10022-7650

Tel: (212) 521-5400

cc:

Dated: March 24, 2005

I certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on \_\_\_\_\_

(Date)

Signature of Person Mailing Correspondence

Typed or Printed Name of Person Mailing Correspondence



PTO/SB92 (08-00)

Approved for use through 10/31/2002. OMB 0651-0031  
U. S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

### Certificate of Express Mail Under 37 CFR 1.10

I hereby certify that this correspondence is being deposited with the United States Postal Service Express Mail under 37 CFR 1.10 on the date indicated below and is addressed to:

Mail Stop:  
Commissioner For Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

on March 24, 2005  
Date

EV373418873US

Express Mail Label

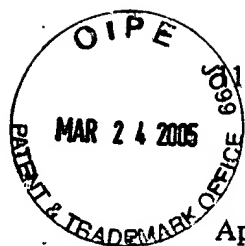
  
\_\_\_\_\_  
Geraldine Gress

Reed Smith LLP  
599 Lexington Avenue  
29th Floor  
New York, New York 10022-7650  
Telephone: 212-521-5400; Facsimile: 212-521-5450

Note: Each paper must have its own certificate of mailing, or this certificate must identify each submitted paper.

Applicant: Oren Globberman, et al.  
Serial No: 09/890,172  
Filing Date: July 25, 2001  
For: Expandable Intervertebral Spacer  
Enclosure: (1) Amendment Transmittal Letter (2 pages);  
(2) Amendment (16 pages);  
(3) Acknowledgement Postcard.

Burden Hour Statement: This form is estimated to take 0.03 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U. S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.



10/02239 A07

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: O. GLOBERMAN et al.  
Serial Number: 09/890,172  
Filed: July 25, 2001  
For: EXPANDABLE INTERVERTEBRAL SPACER  
Art Unit: 3738  
Examiner: Prebilic, Paul B

Mail Stop Amendment  
Honorable Commissioner of Patents and Trademarks  
P.O. Box 1450  
Alexandria, VA 22313-1450

AMENDMENT

Sir:

Further to an Interview held on January 31, 2005, kindly amend the application as follows: